

Chapter 12

State Risk Management Fund

31A-12-101 Definitions.

As used in this chapter:

- (1) "Risk Management Fund" means the fund created under Section 63A-4-201.
- (2) "Risk manager" means the person appointed under Section 63A-4-101.

Amended by Chapter 212, 1993 General Session

31A-12-103 Rates charged to school districts.

The rates charged to school districts for policies issued under Section 63A-4-204 are not subject to Chapter 19a, Utah Rate Regulation Act, except for the filing requirement of Subsection 31A-19a-203(1) and the public availability requirement of Section 31A-19a-204. Rate filing fees under Section 31A-3-103 shall be paid to the department by the Risk Management Fund.

Amended by Chapter 130, 1999 General Session

31A-12-104 Insurance policies issued to school districts.

Insurance policies issued by the Risk Management Fund to school districts under Section 63A-4-204 shall conform to Chapter 21, Insurance Contracts in General, and Chapter 22, Contracts in Specific Lines. Policy forms issued to the school district shall be filed under Section 31A-21-201. The policy form filing fees of Section 31A-3-103 shall be paid to the Insurance Department by the Risk Management Fund.

Amended by Chapter 212, 1993 General Session

31A-12-105 Claim settlements with school districts.

Chapter 26, Insurance Adjusters, applies to the Risk Management Fund with respect to the settlement of insurance claims made by school districts against this fund.

Enacted by Chapter 242, 1985 General Session

31A-12-107 Governmental immunity.

Notwithstanding any other provision of this title, a governmental entity is not an insurer for purposes of this title and is not engaged in the business of insurance to the extent that it is:

- (1) covering its own liabilities under Title 63G, Chapter 7, Governmental Immunity Act of Utah; or
- (2) engaging in other related risk management activities related to the normal course of its activities.

Amended by Chapter 382, 2008 General Session